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September 10, 2024

**Via ECF and Email RomanNYSDChambers@nysd.uscourts.gov**

Hon. Nelson S. Roman  
The Hon. Charles L. Brieant Jr.  
Federal Building and United States Courthouse  
300 Quarropas St.  
White Plains, New York 10601-4150

**Re: Kimberly Parker, as Administratrix of the Estate of  
Charles Joseph Parker, Jr. v. City of Port Jervis, et al.  
Docket No.: 7:22-cv-09302-NSR  
Our File: 129.041**

Dear Judge Roman:

As you are aware, this office represents the Defendants, JESSE CLUNE, ANDREW HANIUK, DANIEL MIOGLIONICO, MATTHEW BISLAND and ROBERT KRENTZ in this matter.


I am writing in furtherance of plaintiff's counsel's letter of August 17, 2024 (Dkt. 66), which informed the Court that this matter has been settled in principle, pending approval by the Orange County Surrogate's Court.

In light of the settlement, it is respectfully requested that the Defendants' Motion for Summary Judgment be deemed withdrawn without prejudice while we await Surrogate's Court action.

Thank you for the Court's attention to this matter.

Very truly yours,

SCHWAB & GASPARINI, PLLC


By:   
MICHAEL G. DEL VECCHIO  
Partner

MGD/ms

**In light of the parties reaching a resolution, Defts' request to withdraw their Motion for Summary Judgment is GRANTED without objection by the Pltf. Clerk of Court is requested to terminate the motion at ECF No. 60.**

**Dated: September 12, 2024  
White Plains, NY**

**SO ORDERED:**

  
HON. NELSON S. ROMAN  
UNITED STATES DISTRICT JUDGE

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